

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

IN RE:

Case No. 10-44217

VEDINETU DINA SINANOVIC,

Chapter 7

Debtor.

Judge Thomas J. Tucker

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ORDER DENYING MOTION FOR RECONSIDERATION

This case comes before the Court on Debtor's "Motion to Reinstate Chapter 7 Bankruptcy," filed on April 16, 2010 (Docket # 20, the "Motion"), which this Court construes as a motion for reconsideration of, and for relief from, the April 14, 2010 Order dismissing this case (Docket # 19), and

The Court having reviewed and considered the Motion, and

The Court finds the Motion fails to demonstrate a palpable defect by which the Court and the parties have been misled, and that a different disposition of the case must result from a correction thereof. *See* Local Rule 9024-1(a)(3).

The Court further finds that the allegations in the Motion do not establish excusable neglect under Fed.R.Civ.P. 60(b)(1), FedR.Bankr.P. 9024, or any other valid ground for relief from the order dismissing this case.

In addition, the Court notes the following. The Court's Order filed February 16, 2010 (Docket # 11) required that the \$299.00 filing fee be paid in full no later than March 22, 2010. The filing fee was not paid in any part by that deadline. Further, the Court's show cause order filed March 29, 2010 (Docket # 15) required the debtor and the debtor's attorney to appear at the April 14, 2010 show cause hearing, to show cause why the case should not be dismissed for failure to timely pay the \$299.00 filing fee. That Order stated that "[t]he debtor and the attorney

for the debtor must appear at this hearing, unless the fees are paid in full prior to the hearing date." The filing fee was not paid in full (or in any part) prior to the hearing date. The Order further stated that "[i]f the fee is not paid prior to the hearing date and if the debtor and attorney for debtor fail to appear at this hearing, the case may be dismissed." Neither the debtor nor the debtor's attorney appeared at the April 14 hearing. The Motion does not allege or demonstrate any reason, let alone a valid excuse, why the debtor failed to comply with the Court's February 16, 2010 and March 29, 2010 orders; *i.e.*, why the filing fee was not paid by the March 22 deadline; and why neither the debtor nor the debtor's attorney appeared at the April 14 show cause hearing.

NOW, THEREFORE,

IT IS ORDERED that the Motion (Docket # 20) should be, and is, DENIED.

Signed on April 19, 2010

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge